

RECEIVED
CENTRAL FAX CENTER

AUG 09 2006



Legal Division Patents & Trademarks D377/AP6D-2	Abbott Laboratories 100 Abbott Park Road Abbott Park, IL 60064-6050	Telephone: (847) 935-3325 FAX: (847) 938-2623
---	---	--

FACSIMILE COVER SHEET

DATE: August 9, 2006

To: **Commissioner**
United States Patent and Trademark Office

FROM: Kelly J. McCrystle
 Patents and Trademarks
 D-0377, AP6D-2
 Telephone: 650-474-3326
 Fax: 847-938-2623

RECEIVED

AUG 11 2006

OFFICE OF PETITIONS

PHONE NUMBER OF TELECOPY MACHINE: (571) 273-8300

TOTAL NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 6

MESSAGE:

U.S. Patent No.: 6,048,361

Filed: May 14, 1998

Title: RADIALLY EXPANDABLE STENT FOR IMPLANTING IN A BODY VESSEL THE
REGION OF A VESSEL BRANCH

Abbott Ref: 7221USO1

Enclosed herewith for the patent application identified above is the following:

1. Petition under 37 CFR 1.324 to correct inventorship (4 pages)
2. PTO Form 5644

THIS TRANSMISSION IS INTENDED ONLY FOR THE INDIVIDUAL(S) TO WHOM IT IS ADDRESSED.

It may contain confidential information, attorney work product, or other privileged material. If you are not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone at (847) 935-3325 and return the transmission to us at the address listed above.

© Abbott Laboratories, 1991. All rights reserved. IF YOU DO NOT RECEIVE ALL PAGES AS INDICATED, PLEASE CALL (847) 935-3325

RECEIVED
CENTRAL FAX CENTER

AUG 09 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Von Oepen, Randolph

SERIAL No.: 09/078,956

PATENT No. 6,048,361

FILED: May 14, 1998

FOR: RADIALLY EXPANDABLE STENT
FOR IMPLANTING IN A BODY VESSEL
IN THE REGION OF A VESSEL BRANCH

ATTORNEY DOCKET NO.: 7221.US.01

Certificate of Facsimile Transmission
under 37 CFR §1.8(a):
I hereby certify that this paper (along
with any paper referred to as being
attached or enclosed) is being
transmitted via facsimile, said
transmission to be completed before
midnight Eastern time on the date shown
below, addressed to the following
recipient:

Commissioner for Patents
Recipient telefax number (571) 273-8300
Date of Fax Transmission

 8/9/06
Kelly McCrystle Date

PETITION UNDER 37 CFR 1.324 TO CORRECT INVENTORSHIP

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions under 37 C.F.R. §1.324 to correct inventorship for US Patent No. 6,048,361.

Upon review of the above referenced patent, it was brought to Applicant's attention that through error without any deceptive intent on the Applicant's behalf an inventor was not named in the issued patent.

Applicant hereby submits the present petition to correct inventorship for the above-referenced patent. In support of this petition, Applicant hereby submits a statement under 37 CFR 1.324(b)(2) in exhibit A, and the added inventor hereby submits a statement under 37 CFR 1.324(b)(1) in exhibit B.

Applicant requests that in view of the statements submitted herein, that the inventorship of the present application be corrected to list the inventors as Randolph von Oepen and Nicolaus Reifart.

Please amend the above-referenced patent to reflect the correct inventorship to reflect the proper inventorship to be to following, the enclosed form PTO/SB/44 reflects the desired changes:

Randolph von Oepen and Nicolaus Reifart.

RECEIVED

AUG 11 2006

OFFICE OF PETITIONS

Please contact the undersigned at (650)-474-3326 if there are any questions concerning this petition.

The commissioner is authorized to charge any appropriate fees required under 37 C.F.R. §1.324(b)(4) for the present petition and charge any appropriate fees required under 37 CFR §1.20(b) by this paper, and to credit any overpayment, to Deposit Account No. 01-0025.

23492

ABBOTT LABORATORIES
Telephone: (650) 474-3326
Facsimile: (847) 938-2623

Respectfully submitted,
Randolf von Oepen.


Kelly J. McCrystle
Registration No. 46,257
Attorney for Applicant

RECEIVED

AUG 11 2006

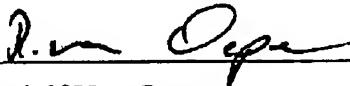
OFFICE OF PETITIONS

RECEIVED
CENTRAL FAX CENTER

AUG 09 2006

EXHIBIT A**APPLICANT:** Von Oepen, Randolph**SERIAL No.:** 09/078,956**PATENT No.** 6,048,361**FILED:** May 14, 1998**FOR:** RADIALLY EXPANDABLE STENT
FOR IMPLANTING IN A BODY VESSEL
IN THE REGION OF A VESSEL BRANCH**ATTORNEY DOCKET NO.:** 7221.US.01**Statement under 37 CFR 1.324(b)(2) of Randolph Von Oepen**

I Randolph Von Oepen, as current inventor of US Patent No. 6,048,361 hereby agree to the change of inventorship of the above-referenced patent through the addition of Nicolaus Reifart as an inventor.



Randolph Von OepenDate: 08-09-06**RECEIVED**

AUG 11 2006

OFFICE OF PETITIONS

Aug 09 2006 1:18PM Abbott Vascular Devices 650-474-3031

P. 5

108 TUB 14-38 HOL 31 1923 09 08 FRC Holmwood

EXHIBIT B

APPLICANT: Von Geven, Rudolf

SERIAL No. 09/078-956

PATENT NO. 6,048,351

KILLEEN, TEXAS - MAY 13, 1978

**RADially EXPANDABLE
STENT FOR IMPLANTATION
IN A BODY VESSEL IN THE
REGION OF A VESSEL
BRANCH**

ATTORNEY DOCKET NO. 7221 USP

Statement under 37 CFR 1.324(b)(1) of Niemanns Reiffart

Nicolaus Reifart hereby state that I believe to be an inventor of U.S. Patent No. 6,048,361. The inventorship claim of failing to include Nicolaus Reifart as an inventor occurred without any deceptive intent on the part of Nicolaus Reifart. My address is as follows:

Pancreas

Kolentz, Jan. 1462

Surface

संग्रहालय

Project Report

RECEIVED

AUG 11 2006

OFFICE OF PETITIONS

PTO/SB/44 (04-05)

Approved for use through 04/30/2007. OMB 0651-0033

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1060)

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 6,048,361
APPLICATION NO.: 09/078,956
ISSUE DATE : 4/11/2000
INVENTOR(S) : Randolph von Oepen

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On The Face Of the Patent, listing of Inventor:

add "Nicolaus Relfart" as a named inventor

MAILING ADDRESS OF SENDER (Please do not use customer number below):

400 Saginaw Drive, Redwood City, CA 94063

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.